

**REMARKS**

Claims 1-61 are pending in the present application, which claims are subject to a restriction requirement. The Examiner provides that the pending claims are directed to more than one patentably distinct species. Specifically, the claims are directed to the following species:

- I. Claims 1-31 and 40-61, drawn to a recording and reproducing device, classified in class 369, subclass 13.13.
- II. Claims 32-39, drawn to an optical disk cartridge, classified in class 369, subclass 291.

**ELECTION OR RESPONSE TO RESTRICTION REQUIREMENT**

The Applicant was requested under 35 U.S.C. §121 to elect a single disclosed species for prosecution on the merits. In this regard, the Applicant elects Group I, i.e., claims 1-31 and claims 40-61 without traverse. Accordingly, claims 32-39 are withdrawn from further consideration.


It is respectfully submitted that the subject application is in a condition for allowance. Early and favorable action is requested.

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If for any reason a fee paid is inadequate or credit is owed for any excess fee paid, you are hereby authorized and requested to charge or credit Deposit Account No. **04-1105.**

Respectfully submitted,

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